

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

OLIVER HILSEN RATH,

Plaintiff,

v.

EQUITY TRUST (JERSEY) LIMITED and
CANDOVER INVESTMENTS PLC,

Defendants.

No. C 07-4162 CW

ORDER GRANTING
DEFENDANTS' MOTIONS
TO DISMISS

Defendants Equity Trust (Jersey) Limited and Candover Investments PLC each move to dismiss the complaint. Plaintiff Oliver Hilsenrath opposes the motions. The motions were submitted on the papers. As with the claims in Hilsenrath v. Equity Trust, et al., C 07-3312, a related case brought by Plaintiff and his wife against various entities including Defendants in this case, the claims in this case arise out of Plaintiffs' contracts with Equity Trust. For the reasons discussed in a concurrently filed order in Hilsenrath v. Equity Trust, et al., C 07-3312, the Court grants Candover's motion to dismiss because Plaintiffs have failed to

1 demonstrate that the Court has personal jurisdiction over it
2 (Docket No. 23). Further, the Court grants Equity Trust's motion
3 to dismiss based on the doctrine of forum non conveniens (Docket
4 No. 14). The dismissal is without leave to amend and without
5 prejudice to refiling in the appropriate jurisdiction or
6 jurisdictions.

7 IT IS SO ORDERED.

8 3/17/08

9 Dated: _____



CLAUDIA WILKEN
United States District Judge